IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.6603 OF 2007

IN

FIRST APPEAL NO. 6068 OF 2007

The Oriental Insurance Co.Ltd. .... Applicant

Vs.

Mr. Ramkrupal Ramdawar Yadav & Ors. .... Respondents

Mr. S.R. Singh i/b Bhavana Bhatt for the Applicant.

CORAM : A.S. OKA, J.
DATE : 14TH DECEMBER, 2007

P.C.

1) Heard Advocate for the Applicant. A case is made out for restoration of First Appeal. Application is allowed in terms of prayer clause (a), subject to condition that the Respondent in Civil Application No. 1862 of 2007 shall be served by a private notice, returnable on 15th February 2008 and Affidavit of service will be filed before 15th February 2008.

2) If compliance is not made within stipulated time, the Appeal and all pending applications shall stand dismissed for want of prosecution, without further reference to the Court. If compliance is

made, Office will place Civil Application No. 1862 of 2007 on board on 15th February 2008.

(A.S. OKA, J.)